

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

LOU’S TRANSPORT, INC.; T.K.M.S., Inc.,

Petitioners/Cross-Respondents,

Originating Case No. 07-CA-102517

v.

Petition for Review Case No. 18-1909

NATIONAL LABOR RELATIONS
BOARD,

Cross-Application Case No. 18-1988

Respondent/Cross-Petitioner.

**UNOPPOSED MOTION OF LOU’S TRANSPORT, INC. AND
T.K.M.S., INC. FOR AN EXTENSION OF TIME TO FILE REPLY BRIEF**

To the Honorable, the Judges of the United States Court
Of Appeals for the Sixth Circuit:

Lou’s Transport, Inc. and T.K.M.S., Inc., (“Petitioners”) by and through
their attorneys, **STEVEN A. WRIGHT, P.C.**, respectfully move this Court for an
extension of time for filing their Reply Brief, from December 25, 2018, to
January 15, 2019. In support of this motion, Petitioners state as follows:

1. According to this Court’s initial briefing schedule, the National Labor Relations Board’s (“NLRB”) brief was due December 4, 2018.
2. On November 15, 2018, the NLRB filed an Unopposed Motion for Extension of Time, which this Court granted.
3. The Court issued a new briefing schedule which provided the NLRB with a December 11, 2018 deadline in which to file its brief.

4. Under the new briefing schedule, Petitioner's Reply Brief is due on December 25, 2018, Christmas Day.¹

5. Amy D. Comito, the attorney for Petitioners/Cross-Respondents who is primarily responsible for preparing Petitioners' Reply Brief, is scheduled to be out of the office from December 25, 2018 through January 1, 2019, for a holiday vacation and is not able to prepare and file a Reply Brief on time under the current briefing schedule.

6. Counsel for the NLRB do not oppose this request.

7. Granting an extension to January 15, 2019 would allow counsel for Petitioners the full 14 days in which to prepare and file the Reply Brief, upon counsel's return from her holiday vacation, as intended by the Court's briefing schedule.

WHEREFORE, Lou's Transport, Inc. and T.K.M.S., Inc. respectfully request that the Court grant this motion and extend the time for filing their reply brief to January 15, 2019.

¹ This December 25, 2018 due date for Petitioners' Reply Brief assumes that the Board will file its Brief on December 11, 2018.

/s/ Amy D. Comito

Amy D. Comito (P48760)

Sandra L. Wright (P56602)

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*Attorneys for Petitioners/Cross-
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Dated: November 16, 2018

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CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), Petitioners/Cross-Respondents certify that their Motion contains 390 words of proportionally-spaced, Microsoft Word 14-point type Times New Roman.

/s/ Amy D. Comito

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CERTIFICATE OF SERVICE

I hereby certify that on November 16, 2018, the parties filed their Unopposed Motion for Extension of Time with the Clerk for the Court of the United States Court of Appeals for the Sixth Circuit by using the appellate CM/ECF system. The parties further certify that this document was served on all parties or their counsel of record through the appellate CM/ECF system and, I certify that this document was served via first class mail to:

Michael Hershey, 4645 Pinedale Avenue, Clarkston, MI 48346-3754

Terry A. Morgan, National Labor Relations Board, Region 7
477 Michigan Avenue, Room 300, Detroit, MI 48226

/s/ Amy D. Comito

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